

HAGENS BERMAN SOBOL SHAPIRO LLP
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Interim Co-Lead Consumer Class Counsel

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MAXIMILLIAN KLEIN, *et al.*,

Plaintiffs,

v.

META PLATFORMS, INC.,

Defendant.

Case No. 20-cv-08570-JD

DECLARATION OF STEVE W.
BERMAN IN SUPPORT OF
APPLICATION FOR APPOINTMENT
AS INTERIM LEAD CONSUMER
CLASS COUNSEL BY SHANA E.
SCARLETT OF HAGENS BERMAN
SOBOL SHAPIRO LLP, OR IN THE
ALTERNATIVE, SHANA E.
SCARLETT AND REBECCA A.
PETERSON OF LOCKRIDGE
GRINDAL NAUEN P.L.L.P.

This document relates to:

All Consumer Actions

1 I, Steve W. Berman, declare as follows:

2 1. I am an attorney duly licensed to practice law before this Court. I am a member of
3 the Washington Bar, and I have been admitted to this Court *pro hac vice*. I am the managing partner
4 of Hagens Berman Sobol Shapiro LLP and counsel for Plaintiff Rachel Banks-Kupcho in the above-
5 entitled action.

6 2. I submit this declaration in support of the application for appointment as interim lead
7 consumer counsel by Shana E. Scarlett of Hagens Berman Sobol Shapiro LLP, or in the alternative,
8 Shana E. Scarlett and Rebecca A. Peterson of Lockridge Grindal Nauen P.L.L.P. Based on personal
9 knowledge or discussions with counsel in my firm of the matters stated herein, if called upon, I
10 could and would competently testify thereto.

11 3. I founded my firm in 1993 and have been lead or co-lead counsel in the largest
12 litigation recovery ever (state tobacco litigation), the largest approved antitrust settlement (*In re*
13 *Visa Antitrust Litigation*); and the largest automobile defect settlement at the time (*In re Toyota*
14 *Unintended Acceleration Litigation*), to name just a few of the firm's high profile cases. I have tried
15 numerous class actions including *Alston v. NCAA* before Judge Wilken, which was affirmed by a
16 unanimous Supreme Court. If Shana Scarlett is appointed co-lead, I will be the lead trial lawyer,
17 with Ms. Scarlett with me on the trial team. I have been involved in this case with my trial hat on,
18 meaning I give input to the direction of the case from a trial perspective.

19 4. The firm has been devoted to promoting the role of female lawyers, including as lead
20 counsel in significant cases. This last year we named six new partners, five of whom are female
21 attorneys. Our first Management Committee, formed in 2000, was comprised of four lawyers, three
22 of them are women. Promoting diversity is one of my goals as Managing Partner.

23 5. During the course of this litigation Ms. Scarlett has mentioned that she believes her
24 work has been dismissed by the Quinn lawyers. We have discussed ways for this attitude to be dealt
25 with, but Ms. Scarlett reports the behavior has not changed. If Ms. Scarlett believes she is not being
26 treated equally, I fully support and encourage her to bring that to the Court's attention.
27 Ms. Scarlett acts in a leadership position in many cases and I have not heard her raise this issue
28 previously.

